

EXHIBIT 1

From: Neil Nandi
Sent: Tuesday, April 13, 2021 10:29 PM
To: Danielle McKinley; Stephen Vegh
Cc: Adam Kelly
Subject: RE: Chic v. P'ships, 20-cv-4806: Tomoloo/Gyroor Lists
Attachments: Gyroor - Sponsored Link Screenshot (Apr. 13, 2021).pdf

Danielle and Stephen,

I am following up on my email below. Since your correspondence with Chris, it seems that new storefronts have emerged in violation of the PI order. Specifically:

- The Gyroor Store is live and selling on Amazon: https://www.amazon.com/stores/Gyroor/page/F7856CFC-6A58-4C64-8580-51FFCB019EA1?ref=ast_bln.
- Further, it seems that the Gyroor Store is actively sponsoring advertisements for infringing hoverboards (see attached PDF).
- yaohuisheng-us is a "just launched" Amazon storefront that seems to exist solely to sell infringing Gyroor hoverboards.
- Your clients' direct to consumer, non-Amazon storefronts continue to sell infringing hoverboards:
 - <https://www.tomolooscooter.com/>
 - <https://gyroorboard.com>
- Your client appears to continue to supply hoverboards to these new merchants.
 - <https://nerocycle.com>
 - <https://okidas.com>

Please advise at your earliest convenience when you can discuss.

Neil

From: Neil Nandi
Sent: Sunday, April 11, 2021 4:59 PM
To: 'Danielle McKinley' <dmckinley@rmpartnerslaw.com>; Stephen Vegh <svegh@veghlaw.com>
Cc: Adam Kelly <akelly@loeb.com>
Subject: RE: Chic v. P'ships, 20-cv-4806: Tomoloo/Gyroor Lists

Danielle and Stephen,

As I mentioned, I will be taking over from Chris as Plaintiffs' point of contact with Tomoloo and Gyroor. Do you have time this week to discuss the below and the discovery requests Plaintiffs had served with the complaint, now that the motion to dismiss has been resolved?

Best,

Neil

From: Christopher Binns <cbinns@loeb.com>
Sent: Wednesday, March 24, 2021 1:35 PM
To: 'Stephen Vegh' <svegh@veghlaw.com>
Cc: dmckinley@rmpartnerslaw.com; Adam Kelly <akelly@loeb.com>
Subject: RE: Chic v. P'ships, 20-cv-4806: Tomoloo/Gyroor Lists

Counsel:

Attached is an updated spreadsheet. As an initial matter, Plaintiffs object to your characterization of a "piecemeal" approach to this litigation, especially where it was your clients that chose to both move to dismiss and to answer in this case. Thus, Plaintiffs cannot agree to pause discovery on all the Gyroor and Tomoloo Defendants when these Defendants have chosen to approach this litigation in two distinct ways.

As you will see in the attached there is no substantive difference from the information you were previously provided on March 3, 2021. Therefore we see no justification for a three-week extension of the discovery deadline, as you were in possession of the complete list of stores that relate to your clients. Regardless of whether your clients were on Schedule A or an affiliate, your clients are required to compile the requested sales figures which you agreed to produce. And as you are aware, without the sales figures, Plaintiffs cannot request a proportional freeze from Amazon (or any other third-party seller platform)—which we understand would be the basis of your potential request for relief from the Court. Nonetheless, we are willing to agree to a one-week extension to the discovery deadline to avoid any unnecessary motion practice.

Lastly, regarding the sufficiency of the arguments on the merits raised in your client's Non-Infringement, Invalidity, and Unenforceability Contentions, Plaintiffs will provide its response under the Local Patent Rules in due time when required.

All the best,
CB

Christopher Binns

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345 PARK AVENUE | NY, NY 10154
(212) 407-4213 | cbinns@loeb.com

From: Stephen Vegh <svegh@veghlaw.com>
Sent: Tuesday, March 23, 2021 11:03 PM
To: Christopher Binns <cbinns@loeb.com>; Adam Kelly <akelly@loeb.com>
Cc: dmckinley@rmpartnerslaw.com
Subject: Fwd: Chic v. P'ships, 20-cv-4806: Tomoloo/Gyroor Lists
Importance: High

This email originated from outside of Loeb's Network.

Counsel,

I'm reaching out to you once again to try to resolve the issue raised below that remains unresolved. As we'd discussed on our call a couple weeks ago, judicial economy and litigation efficiency would be promoted if Plaintiffs identified once and for all which of the storefronts accused of selling accused hoverboards are on the party Defendant "list" and which are on the non-Defendant, "frozen" storefront "list". If you provide this information, my client may then be able to (1) evaluate its settlement position in view of a potential global resolution, rather than

piecemeal resolution; (2) provide information at the same time that shows which storefront accounts have been unreasonably restricted in excessive amounts, based on revenues attributable to accused product sales, thereby avoiding piecemeal motions to amend/vacate injunction orders; (3) streamline discovery so that responses are due from Defendants at the same time, rather than staggered. Unfortunately to date your office has not provided the two "lists".

Relatedly, the Tomoloo Answering Defendants believe there is not a likelihood of success on the merits to Plaintiffs' claims against the five Tomoloo Answering Defendants, for the reasons set forth in their Non-Infringement, Invalidity, Unenforceability Contentions. Also, the current deadline for the Tomoloo Answering Defendants to respond to Plaintiffs' discovery is next Monday, March 29. As mentioned above, it would make sense to have discovery due from all defendants at the same time. But in order for that to happen, we'd need to know who all the Defendants are on the Schedules to the Third Amended Complaint, which as mentioned Plaintiffs have not yet provided.

I would prefer to resolve these issues informally, without the need for Court intervention on piecemeal motions to amend/vacate preliminary injunction orders.

Defendants request Plaintiffs to confirm whether they'll turn over the requested "lists", and if so when. Also, will Plaintiffs agree to suspend the deadline for Tomoloo Answering Defendants to respond to discovery until the requested information has been provided? In the alternative, Tomoloo Answering Defendants request a three-week extension to respond to Plaintiffs' discovery. Please advise by the close of business March 25, 2021.

Thank you,

Stephen Vegh

----- Forwarded message from Stephen Vegh <svegh@veghlaw.com> -----

Date: Thu, 04 Mar 2021 17:43:49 -0500

From: Stephen Vegh <svegh@veghlaw.com>

Subject: Re: Chic v. P'ships, 20-cv-4806: Tomoloo/Gyroor Lists

To: Christopher Binns <cbinns@loeb.com>

Cc: Danielle McKinley <dmckinley@rmpartnerslaw.com>, Adam Kelly <akelly@loeb.com>

Chris,

Which on your current list are Schedule "A" storefronts (Plaintiff has or may identify as party defendants in this matter) and which are what you've characterized as non-party "affiliate" storefronts (whose Amazon accounts Plaintiff has froze or may freeze shortly)? It's my understanding Runchengyun, Jiangyou-US, and Tomoloo-NX are Schedule A storefronts based on I believe Plaintiff's prior representations. I ask this because as a follow-up to our call the other day wherein we discussed how it may make sense to have a set response time for all party-defendants along with having any injunction modifications done at the same time rather than piecemeal.

Thanks for clarifying.

Stephen Vegh

Quoting Christopher Binns <cbinns@loeb.com>:

I'm using Mimecast to share large files with you. Please see the attached instructions.

Counsel,

Attached is a complete list of stores affiliated with Gyroor and Tomoloo as of March 3, 2021. As we discussed, if we find any additional stores, we will approach you prior to approaching Amazon. However, as you are aware, any additional requests to Amazon can be avoided if your client abides by the preliminary injunction order.

Also attached are copies of the infringing products for all stores except the ones listed below, which will be forthcoming in either a screen shot or a declaration from our client describing the infringing product that the client previously observed but which may no longer be available.

Gyroor:

Store Name	Amazon ID
zhonghongxin-us	A25PYSLZ5XW50W
honghaiya-us	AIFII05V4L3I3
shanchun-us	A2NUD2WSEZ9ZT
rongjiamaoyi-us	A2DA8CSKTCC66B

Urbanmax	A2YJ4WYCO1L51J
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Tomoloo:

Store Name	Amazon ID
Smavt	A15KLREW50H5QW

All the best,

CB



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----- End forwarded message -----



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Hello
Select your address

All ▾

gyroor

Hello, Sign in
Account ▾ Returns
& Orders

0

All Best Sellers Today's Deals Prime ▾ Customer Service New Releases Books Fashion Kindle Books Spring clean with low prices

1-48 of 114 results for "gyroor"

Sort by: Featured

Eligible for Free Shipping

Free Shipping by Amazon
All customers get FREE Shipping
on orders over \$25 shipped by
Amazon

Department

Sport Scooters
Self Balancing Scooters
Bikes
Adult Electric Bicycles
Scooter Accessories
[See All 5 Departments](#)

Avg. Customer Review

& Up

& Up

& Up

& Up

Brand

Gyroor
Hover-1
Hiboy

Price

Under \$25
\$25 to \$50
\$50 to \$100
\$100 to \$200
\$200 & Above

\$ Min

\$ Max

Go

Packaging Option

Frustration-Free Packaging

International ShippingInternational Shipping
Eligible**Condition**

New
Used

Availability

Include Out of Stock

Price and other details may vary based on size and color



Sponsored

Gyroor Warrior 8.5 inch All
Terrain Off Road Hoverboard
with Bluetooth Speakers and
LED Lights, UL2272 Certified...

3,108

\$299⁰⁰

Save \$30.00 with coupon (some
sizes/colors)

FREE Shipping



+1 colors/patterns

Sponsored

Gyroor Swift Hoverboard Self
Balancing Hoverboard with
Music Speaker LED Lights, 6.5
inch Two-Wheel Hoverboard...

593

\$167⁰⁰

Save \$20.00 with coupon (some
sizes/colors)

FREE Shipping



+1 colors/patterns

Sponsored

Gyroor Hoverboard Off Road
All Terrian 6.5" Two-Wheel
G11 Flash LED Light Self
Balancing Hoverboards with...

327

\$199⁰⁰

Save \$20.00 with coupon (some
sizes/colors)

FREE Shipping



+2 colors/patterns

Sponsored

Gyroor Hoverboard Offroad
All Terrain Flash Wheel Self
Balancing G5 Hoverboards
with Bluetooth Speaker, UL...

219

\$249⁰⁰

Save \$25.00 with coupon (some
sizes/colors)

FREE Shipping



Gyroor Warrior 8.5 inch All
Terrain Off Road Hoverboard
with Bluetooth Speakers and
LED Lights, UL2272 Certified...

3,108

\$299⁰⁰

Save \$30.00 with coupon (some
sizes/colors)

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\$150.00 (2 used & new offers)



Gyroor C3 Electric Bike for
Adults, 450W eBike with
18.6MPH up to 28 Mileage,
14in Air-Filled Tires, Dual Dis...

65

\$599⁹⁸ ~~\$699.99~~

Save \$100.00 with coupon

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Gyroor Hoverboard
Hovershoes-Gyroshoes S300
Electric Roller Skate
Hoverboard with LED...

34

\$229⁰⁰
Save \$15.00 with coupon
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Gyroor T581 Hoverboard 6.5"
Off Road All Terrain
Hoverboard with Bluetooth
Speaker and Two-Wheel Self...

970

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Save \$25.00 with coupon
FREE Shipping



Hoverboard + Go Kart

GYROOR T581 Hoverboard
6.5" Off Road All Terrain
Hoverboards with Bluetooth
Speaker&LED Lights Two-...

649

\$279⁰⁰
Save \$30.00 with coupon
FREE Shipping



+1 colors/patterns

Gyroor Hoverboard Off Road
All Terrian 6.5" Two-Wheel
G11 Flash LED Light Self
Balancing Hoverboards with...

327

\$199⁰⁰
Save \$20.00 with coupon (some
sizes/colors)
FREE Shipping



Gyroor G2 Hoverboard 8.5"
Off Road All Terrain
Hoverboards Bluetooth
Speaker&Self Balancing...

3

\$399⁰⁰
Save \$35.00 with coupon
FREE Shipping



+2 colors/patterns

Gyroor Electric Scooter for
Kids, , Teens, Boys and Girls,
Lightweight and Adjustable
Handlebar, Rechargeable...

29

\$129⁰⁰
Save \$10.00 with coupon (some
sizes/colors)
FREE Shipping



Gyroor 100-240V 50/60Hz



+1 colors/patterns



Gyroor Electric Scooter Bag,

42V 2A Battery Charger 3-Prong Inline Connector

27

\$29⁹⁹

FREE Shipping



+2 colors/patterns

Gyroor Hoverboard Offroad All Terrain Flash Wheel Self Balancing G5 Hoverboards with Bluetooth Speaker, UL...

219

\$249⁰⁰

Save \$25.00 with coupon (some sizes/colors)

FREE Shipping

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\$236.55 (2 used & new offers)

Best Seller



+7 colors/patterns

SISIGAD Hoverboard, with Bluetooth and Colorful Lights Self Balancing Scooter

7,168

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Save \$20.00 with coupon (some sizes/colors)

FREE Shipping

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\$131.00 (6 used & new offers)

Gyroor Swift Hoverboard Self Balancing Hoverboard with Music Speaker LED Lights, 6.5 inch Two-Wheel Hoverboard...

593

\$167⁰⁰

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Gyroor Electric Scooter for Adults, 380W 20 Miles Long-Range Battery, Up to 18.6 MPH, 8.5" Pneumatic Tires,...

116

Best Seller



ThinkFun Circuit Maze Electric Current Brain Game and STEM Toy for Boys and Girls Age 8 and Up - Toy of the Year...

20,214

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Waterproof Storage Scooter Bag Durable Multi-Purpose Bike Handlebar Bag Adults...

76

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16

FREE Shipping by Amazon



+1 colors/patterns

XPRIT 8.5" All Terrain Off-Road Hoverboard w/Bluetooth Speaker, LED Lights, UL2272 Certified

826

\$219⁹⁵Get it as soon as **Mon,****Apr 19**

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+4 colors/patterns

Hoverboard Electric Scooter

2,036

Limited time deal

\$199⁹⁹ ~~\$249.99~~Get it as soon as **Sat, Apr**

17

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Amazon.com: Hoverboard
\$131.00 (6 used & new offers)

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Ages: 8 - 18 years



Jetson Flash Self Balancing Hoverboard with Built In Bluetooth Speaker | Includes All Terrain Tires, Reach Spee...

532

\$189⁹⁸ ~~\$199.99~~

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Mytee Products Black Poly Quarter Fender Set 24x24 Freightliner Kenworth Peterbilt w/Hardware

55

\$99⁹⁹

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+6 colors/patterns

SWAGTRON T580 App-Enabled Bluetooth Hoverboard w/Speaker Smart Self-Balancing Wheel ----

1,547

\$201²⁸

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More Buying Choices

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+2 colors/patterns

Rawrr Hoverboard Self Balancing Electric Scooter with LED Wheel Lights and Bluetooth Speakers for Kids...

407

\$159⁹⁷

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EPIKGO Self Balancing Scooter Hover Self-Balance Board - UL2272 Certified, All-Terrain 8.5" Alloy Wheel, 400W Dual...

233

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Hover-1 Helix Electric Hoverboard Scooter

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866

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RIDE SWFT Sonic Hoverboard Self Balancing Scooter, 10" Off Road Pneumatic Tires, Top Speed of 9 mph, 8 Mile...

104

\$299⁰⁰

FREE Shipping by Amazon



+3 colors/patterns

Hover-1 Titan Electric Self-Balancing Hoverboard Scooter

1,359

\$382⁹⁵

FREE Shipping



Jetson Aero All Terrain

Hoverboard with LED Lights | Anti Slip Grip Pads | Self Balancing Scooter with Activ...

1,170

\$110⁹⁹

+5 colors/patterns

TPS Power Sports Hoverboard Self Balancing Scooter for Adults and Kids 300W Dual Motor 6.5" Wheels Bluetooth...

315

FREE Shipping

More Buying Choices

\$379.99 (8 new offers)



Gyroshoes Hoverboard -
Warrior 8.5 inch Off Road All
Terrain Hoverboard with
Bluetooth Speaker and Led...

318

Amazon.com: Gyroshoes

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\$70.00 (13 used & new offers)



Hover-1 Drive Hoverboard for
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Gyroor Hoverboard Off Road
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Hoverboards with 8.5 inch
Tires, self Balance Hover...

385



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409

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Hover-1 Horizon Hoverboard
Electric Scooter

177

\$593.73

FREE Shipping



+2 colors/patterns

Hover-1 Falcon 1 Hoverboard
Seat Attachment Turbo Light,
Transform Your Hoverboard
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967

\$79.99

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Longtime All-Terrain Off-Road
Hoverboard 8.5" Wheels
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Hiboy HC-01 Hoverboard Kart
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1,608

\$99⁹⁹

Save 30% with coupon (some sizes/colors)

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+1 colors/patterns

Jakko Two Seats Hoverboard
Kart Accessories Adjustable for
-All Heights- All Ages-Two
Wheel Self Balancing Scoote...

16

\$89⁹⁰

+3 colors/patterns

HOVERSTAR All-New HS2.0
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Wheel Self Balancing Flash
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267

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+1 colors/patterns

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Kart with Rear Suspension
Seat Attachment Accessory for
6.5" 8" 10" Hover Board...

593

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Segway Ninebot S Smart Self-Balancing Electric Scooter with LED light, Portable and Powerful, White and Black

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Jetson Bolt Folding E-Bike Full Throttle Electric Bicycle with LCD Display

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+3 colors/patterns

HOVERSTAR Hoverboard HS 2.0v Chrome Color Flash Wheel with LED Light Self Balancing Wheel Electric...

212

\$125⁰⁰

FREE Shipping



+2 colors/patterns

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 Gyroor Electric Scooter for Kids, , Teens, Boys and Girls, Lightweight and Adjustable Handlebar, Rechargeable...

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\$129⁰⁰

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 RIDE SWFT Sonic Hoverboard Self Balancing Scooter, 10" Off Road Pneumatic Tires, Top Speed of 9 mph, 8 Mile...

104

\$299⁰⁰

Get it as soon as **Mon, Apr 19**
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 Only 16 left in stock - order soon.

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